

AMENDED

No 46269

APPLICATION FOR PERMIT

ASSIGNED

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... OCT 27 1982

Returned to applicant for correction.....

Corrected application filed..... NOV 12 1982

Map filed..... NOV 12 1982

The applicant..... Smoky Valley Mining Division, Copper Range Company

P. O. Box 480....., of Round Mountain

Street and No. or P.O. Box No.

City or Town

Nevada 89045....., hereby makes application for permission to appropriate the public

State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) January 23, 1899 - Michiganan

1. The source of the proposed appropriation is..... Underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is..... 4.5 cfs..... second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for..... Mining, Milling & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated:.....

(b) Stockwater, state number and kinds of animals to be watered:.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: within the NW 1/4 SW 1/4 Section 23.
Describe as being within a 40-acre subdivision of public
T 10 N, R 43 E, MDM, at a point from which the SE corner of said Section 23
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears S 59° 41' E 4611 feet

6. Place of use..... Sections 17, 18, 19, 20, 29 & 30, T 10 N, R 44 E, MDM (portions
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
unsurveyed) and Sections 13, 23, 24, 25 & 26, T 10 N, R 43 E, MDM

7. Use will begin about..... January 1..... and end about..... December 31....., of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... drilled and cased well equipped with
State manner in which water is to be diverted, i.e. diversion structure, ditches and
motor, pump and pipeline to place of use
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works..... \$25,000.00

10. Estimated time required to construct works..... 3 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 10 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By..... s/ William A. Nisbet
 Agent
 421 Court
 Elko, Nevada 89801

Compared..... br/bc..... br/bc.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 536, 1077, 2908, 3898, 12442, 12445, 12768, 14119, 26649, 26650, 26652, 26796, 44296, 44297, 44298, 44299, 44300, 44301, 44302, 44303, 46269, 46270, 46271 and 46272 shall not exceed 19,400 acre-feet annually. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and (CONTD.)

not to exceed..... 4.5..... cubic feet per second, but not to exceed 3225.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... May 26, 1985

Proof of completion of work shall be filed before..... June 26, 1985

Application of water to beneficial use shall be made on or before..... May 26, 1988

Proof of the application of water to beneficial use shall be filed on or before..... June 26, 1988

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 28th day of NOVEMBER

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19 83

Peter G. Morros
 State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

